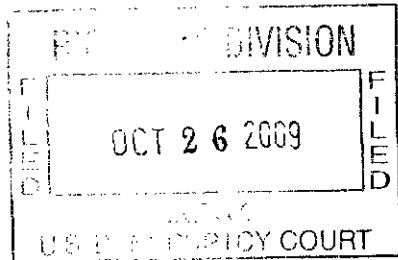


UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division



In re:) Chapter 11
)
CIRCUIT CITY STORES, INC., et al.) Case No. 08-35653
)
Debtors.) Jointly Administered
)

**CREDITOR ADA ALICEA'S MOTION TO APPEAR TELEPHONICALLY
AT THE NOVEMBER 2, 2009 OMNIBUS CONFERENCE**

Ada Alicea, on behalf of herself and all others similarly situated ("Creditor"), by and through her undersigned counsel, hereby requests that the Court permit Creditor's counsel to appear at the November 2, 2009 Omnibus Conference Telephonically. In support of this Motion, Creditor states as follows:

1. On May 23, 2007, Creditor Alicea commenced a class action styled Alicea v. Circuit City Stores, Inc., Index No. 15520/07, in the Supreme Court of the State of New York, Bronx County (the "New York State Court Action") on behalf of herself and all others similarly situated. Creditor Alicea's Complaint seeks redress for Debtor's deceptive and otherwise improper business practice of imposing "restocking fees" in the amount of 15% of the purchase price of returned items, resulting in the Debtor's improper and unlawful monetary gain. Creditor's Complaint alleged, on a class-wide basis, violations of New York General Business Law § 349 (New York's consumer protection law) and asserted common law claims under New York law for unjust enrichment and breach of contract.

Christine M. Ford (NY Bar No.2897999)
MEISELMAN, DENLEA, PACKMAN,
CARTON & EBERZ P.C.
1311 Mamaroneck Avenue
White Plains, NY 10605
Phone: (914) 517-5000
Facsimile: (914) 517-5055
Counsel to Ada Alicea, on Behalf of
Herself and All Others Similarly Situated

2. On January 23, 2009, Creditor Alicea, through her counsel, timely filed a proof of claim with claims administrator Kurtzman Carson. Creditor Alicea's claim is identified as claim number 6283.

3. Creditor submitted a timely response in opposition to Debtors' Thirty-First Objection to Claims [Docket No. 4585]. Pursuant to the Court's order entered October 16, 2009 [Docket No. 5294], Creditor's claim is among those to be addressed at the omnibus status conference scheduled for November 2, 2009.

4. Creditors' counsel is located in New York State. In order to avoid the time and expense of traveling to Virginia for the omnibus status conference, Creditor respectfully requests that the Court permit Creditor's counsel to appear by telephone at the November 2, 2009 conference, rather than make a personal appearance.

Dated: October 23, 2009

Respectfully submitted,

/s/ Christine M. Ford
Christine M. Ford (NY Bar No.2897999)
MEISELMAN, DENLEA, PACKMAN,
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*Counsel to Ada Alicea, on Behalf of
Herself and All Others Similarly Situated*

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October 2009, a copy of the foregoing Motion and Proposed Order was served by U.S. Mail, postage prepaid upon the following:

Skadden, Arps, Slate, Meagher & Flom, LLP
One Rodney Square
P.O. Box 636
Wilmington, DE 19899-0636
Attn: Gregg M. Galardi
Attn: Ian S. Fredericks

-and-

Skadden, Arps, Slate, Meagher & Flom, LLP
155 North Wacker Drive
Chicago, Illinois 60606
Attn: Chris L. Dickerson

McGuireWoods LLP
One James Center
Richmond, VA 23219
Attn: Dion W. Hayes
Attn: Douglas M. Foley

/s/ Christine M. Ford

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In re:)	Chapter 11
)	
CIRCUIT CITY STORES, INC., et al.,)	Case No. 08-35653
)	
Debtors.)	Jointly Administered
)	

**[PROPOSED] ORDER GRANTING CREDITOR ADA ALICEA'S
MOTION TO APPEAR TELEPHONICALLY AT THE
NOVEMBER 2, 2009 OMNIBUS CONFERENCE**

The Court hereby GRANTS Creditor Ada Alicea's Motion to Appear Telephonically At the November 2, 2009 Omnibus Conference.

Dated: Richmond, Virginia
October __, 2009

HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

MEISELMAN, DENLEA, PACKMAN,
CARTON & EBERZ P.C.
Attorneys at Law

1311 MAMARONECK AVENUE, WHITE PLAINS, NY 10605
TEL: (914)517-5000 | FAX: (914)517-5055

October 23, 2009

Via: Federal Express

Clerk of the Bankruptcy Court
United States Bankruptcy Court
701 East Broad Street – Room 4000
Richmond, Virginia 23219

Re: In re Circuit City Stores, Inc.
Case No.: 08-35653
Our File No.: 14757

Dear Sir or Madam:

Enclosed is an original and a copy of Creditor Ada Alicea's Motion to Appear Telephonically at the November 2, 2009 Omnibus Conference and Proposed Order. Please file the original and return a filed-stamped copy in the enclosed self-addressed stamped envelope.

Thank you for your attention to this matter.

Very truly yours,

MEISELMAN, DENLEA, PACKMAN,
CARTON & EBERZ P.C.



Christine M. Ford

CMF/bls
Encl.

cc: Gregg M. Galardi, Esq. (Via: Regular Mail, w/encl.)
Ian S. Frederics, Esq. (Via: Regular Mail, w/encl.)
Chris L. Dickerson, Esq. (Via: Regular Mail, w/encl.)
Dion W. Hayes, Esq. (Via: Regular Mail, w/encl.)
Douglas M. Foley, Esq. (Via: Regular Mail, w/encl.)